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COUNSEL/PARTIES OF RECORD	
AUG 22 2022	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: <u>JPW</u>	DEPUTY

1 PARNELL COLVIN  
2 6681 TARA AVE  
3 LAS VEGAS, NV 89146  
4 EMAIL: PC681@YAHOO.COM  
5 PH: (503) 490-6564

2:22-CV-0082-CDS-DJA

7 Parnell Colvin, |

Case No: 2:22-CV-CDS-DJA

8 Plaintiff |

9 EMERGENCY MOTION FOR

10 VS. |

PRELIMINARY INJUNCTION /

11 TEMPORARY RESTRAINING ORDER

12 Tako LLC, |

13 Dendant |

14  
15 Comes now Plaintiff Parnell Colvin, and is requesting the court to grant his motion for an  
16 emergency injunction against the defendant Tako LLC, for the stated reasons in this motion. The court is aware  
17 that plaintiff Colvin suffered a life threatening case of pneumonia covid-19 and was expected to not survive his  
18 battle with the deadly virus. While Colvin was on his death bed fighting for his life the defendant Tako LLC,  
19 filed a case in Las Vegas Justice Court Colvin received an email while recovering in the hospital and could not  
20 even care for himself he had two oxygen masks on and was hooked up to multiple machines including IV,  
21 heart monitor, highflow breathing machine, heart rate and oxygen machine ect 24 hours 7 days a week. Was  
22 also sedated from all the medications he was taken could not participate in the proceedings plaintiff Colvin, had  
23 requested hospital staff and his wife to contact the Las Vegas Justice Court to request to have the hearing  
24 rescheduled but the Las Vegas Justice Court said they would not and the hearing would still go on as scheduled.

25  
26 Please see (Exhibit #1) letter from Spring Valley Hospital stating that plaintiff Colvin, could not attend  
27 court at this time. Once plaintiff Colvin had received word back from the Las Vegas Justice Court that the  
28 hearing would still take place on January 20, 2022. Plaintiff Colvin, believed his federal constitutional rights

1 to Due Process Clauses were being violated at this point plaintiff Colvin, was forced to check himself out the  
2 hospital early and filed a notice of removal from the Las Vegas Justice Court to the Federal District Court.  
3 Once plaintiff Colvin, filed the notice with the Federal Courts Clerks office on the same day filed the notice of  
4 removal with the Las Vegas Justice Court Clerks Office the defendant and the Las Vegas Justice Court was  
5 trying to keep the case for a hearing but plaintiff kept informing the court and the defendant that his due process  
6 rights were being violated intentionally.

7  
8 Eventually the case was removed from hearing and the Justice Court informed the defendant  
9 Tako LLC, that since plaintiff had filed an notice of removal on federal laws that it needed to address the issues  
10 in the Federal Court. However the defendant has not addressed this case in the Federal Court at all instead it  
11 keeps refileing the same case back with the Justice Court instead of filing any reply with the Federal Court.  
12 The defendant Tako LLC, has been told many times to address there issues with the Federal Court. In a earlier  
13 attempt to get the case heard in the Justice Court again the Chief Judge Ms. Saragosa, stayed the case.  
14 Please see (Exhibits #3-4) the court can see that this matter keeps getting put on docket for a hearing.

15  
16 Plaintiff was told by Judge Saragosa, judicial assistant Maureen Lowe, on August 12,2022  
17 via phone that plaintiff needed something from the Federal Court showing the case was still pending. Plaintiff  
18 Colvin, contacted the chambers of The Honorable Cristina D. Silva, chambers left voicemail Jaye L. Beltran,  
19 replied Colvin, had explained that the Las Vegas Justice Court needed something to show the case was still  
20 pending in the Ferderal Court. Plaintiff Colvin, was emailed an docket sheet that shows the case is still pending  
21 and faxed a copy of the docket sheet showing the case is still active in the Federal Court to the Justice Court.

22  
23 Plaintiff was told and believed once he provided this document that the case would be removed  
24 from the hearing set for August 25,2022. The Justice Court is now claiming it needs more proof the case is still  
25 pending in the Federal Court it is very clear from the docket sheet that this case is active in the Federal Court.  
26 The Justice Court Knows the said case is active in the Federal Court it has removed the case several times prior  
27 because it has been shown that the case was legally removed from the state court January 18,2022 which is the  
28 date plaintiff filed the notice of removal in the federal Court and also filed the notice in the Justice Court.

1 Plaintiff Colvin, believes the only way to stop the ongoing tactics by the defendant Tako LLC, is  
2 for the Federal Court to issue an emergency injunction against the defendant. This will allow for the case to  
3 proceed in the Federal Court without further delay and tactics by the defendant Tako LLC, has had every  
4 opportunity to respond or address the case but have chosen to keep refiling in the Justice Court hoping to gain  
5 an unfair advantage in the state court.

6  
7  
8 RELIEF REQUESTED

9  
10 (1). Grant the motion for an emergency injunction with an order to remain in place until the  
11 completion of case in the Federal Court.

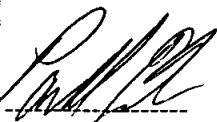
12  
13 (2). Sanction the defendant Tako LLC, for the contiued tactics.

14  
15 (3). Grant plaintiff any and all relief the court believes is appropriate.

16  
17 (4). Please include the state case number in the order as well which is (21E014316).

18  
19  
20 Thanking the court for its time and consideration.

21  
22  
23  
24 Dated August 22,2022

25   
26

27 Parnell colvin  
28

EXHIBIT #1



# SPRING VALLEY HOSPITAL

## MEDICAL CENTER

A Member of The Valley Health System

January 4, 2022

To Whom It May Concern:

Mr. Parnell Colvin, date of birth 4/20/1969, was admitted to Spring Valley Hospital on 12/19/2021 with a serious illness and still requires care in our hospital. He is unable to attend court at this time.

Please feel free to contact Dr. Shiven Chaudry at 702-853-3160 or myself at 702-853-908-3396 if we can be of further assistance.

Sincerely,

*Robyn Isaacson, LSW, MSW*

Robyn Isaacson, LSW, MSW  
Licensed Social Worker  
5400 S Rainbow Blvd  
Las Vegas, NV 89118  
Phone 702-908-3396  
Fax 702-853-3739

*[Handwritten signature]*

EXHIBIT #2

Las Vegas Justice Court  
Electronically Filed  
8/28/2021 12:40 P  
Melissa Saragosa  
CLERK OF THE COURT

JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

TAKO LLC,

Plaintiff,

CASE NO.: 21E014316

vs.

PARNELL COLVIN,

Defendant.

## ORDER VACATING HEARING

The Las Vegas Justice Court is in receipt of a document which Defendant filed as a "Notice" on July 21, 2021.

Examination of the document filed by Defendant reveals that it is a "Civil Cover Sheet" from a Federal District Court filing. Nevertheless, it appears that Defendant intends this document to serve as a notice given as part of Defendant's efforts to "remove" the instant case to the United States District Court.

Given that the United States District Court has assigned this "removed" case a case number, and that said case is at present pending in the United States District Court, this matter is stayed in the Las Vegas Justice Court until such time as the matter is remanded from the Federal Court. The hearing presently scheduled for September 7, 2021, is hereby vacated.

DATED this 26th day of August, 2021.

*Melissa A. Saragosa*  
MELISSA A. SARAGOSA  
Chief Judge

JUSTICE COURT, LAS VEGAS TOWNSHIP

CLARK COUNTY, NEVADA

Tako LLC,

Landlord(s)

vs.

Parnell Colvin,

Tenant(s)

CASE NO.: 21E014316  
DEPT. NO.: JC CIVIL EVICTIONS

ORDER REGARDING MOTION TO  
PLACE ON CALENDAR

The Court having reviewed the Motion to Place on Calendar filed herein and good cause appearing therefore,

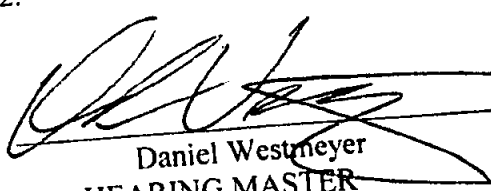
IT IS HEREBY ORDERED that:

☒ The Motion to Place on Calendar is approved and the matter shall be SET FOR HEARING on the 20 day of January 20 22 at 10:00 A.m. in Courtroom 6C, Regional Justice Center, 200 Lewis Avenue, Las Vegas, NV 89155.

☐ The Motion to Place on Calendar is DENIED.

☐ Other: \_\_\_\_\_

DATED this 5th day of January, 2022.

  
Daniel Westmeyer  
HEARING MASTER

## JUSTICE COURT, LAS VEGAS TOWNSHIP

## CLARK COUNTY, NEVADA

Tako LLC,

Landlord(s)

CASE NO.: 21E014316

DEPT. NO.: JC CIVIL EVICTIONS

vs.

Parnell Colvin,

Tenant(s)

ORDER REGARDING MOTION TO  
PLACE ON CALENDAR

The Court having reviewed the Motion to Place on Calendar filed herein and good cause appearing therefore,

## IT IS HEREBY ORDERED that:

☒ The Motion to Place on Calendar is approved and the matter shall be **SET FOR HEARING** on the 25 day of August 2022 at 10:00 A.m. in Courtroom 8D, Regional Justice Center, 200 Lewis Avenue, Las Vegas, NV 89155.

☐ The Motion to Place on Calendar is **DENIED**.

☐ Other: \_\_\_\_\_

DATED this 8th day of August, 2022.

  
Amy Ferreira  
HEARING MASTER